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# MINUTES

OF THE

## SECOND REGULAR SESSION

OF THE

### TWENTY - FIRST COUNTY COUNCIL

OF THE

## COUNTY OF NORFOLK

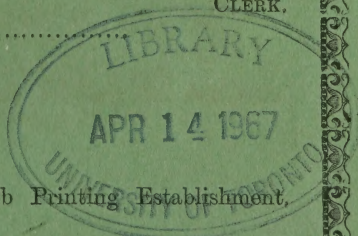
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D. MATTHEWS, Esqr.,  
WARDEN.

JAS. ERMATINGER, Esqr.,  
CLERK.  
.....

SIMCOE:

Printed at THE BRITISH CANADIAN Job Printing Establishment,  
1870.





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SINCE:

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1870.



MINUTES OF THE SECOND REGULAR SESSION  
OF  
THE TWENTY-FIRST COUNTY COUNCIL  
OF  
THE COUNTY OF NORFOLK.

---

TUESDAY, 21ST OF JUNE, 1870, FIRST DAY OF THE SECOND REGULAR  
SESSION OF THE TWENTY-FIRST COUNTY COUNCIL.

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The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz. :—Messrs. The Warden, Ansley, Stewart, Clark, Wilson, McCall, Sovereign, Ostrander, Challen, Wyckoff, Robertson, Chamberlin, Cowan, Holtby, and Mansell.

The minutes of the two last days of the January session were read and approved.

Several communications were read by the Warden and laid on the table.

No. 1.—On motion of Mr. Holtby, seconded by Dr. Wilson,  
*Ordered,*

That the following members compose the sessional committees, viz. :

ON FINANCE,

Messrs. The Warden, Clark, Ansley, Sovereign, Chamberlin, Wilson, McCall, and Holtby.

ON PUBLIC BUILDINGS,

Messrs. Challen, Stewart, Ostrander, Robertson, Cowan, Wyckoff, and Mansell.

ON EDUCATION,

Messrs. The Warden, Clark, Wilson, Ansley, Chamberlin, and Stewart.

ON ROADS AND BRIDGES,

Messrs. Challen, Cowan, Ostrander, Wyckoff, and Mansell.

ON THE EQUALIZATION OF ASSESSMENT,

All the Reeves and Deputy Reeves composing this Council.

No. 2.—On motion of Mr. Holtby, seconded by Mr. Mansell,  
*Ordered,*

That the communication of J. W. Langmuir, Esqr., be referred to the committee on education, with power to report thereon by bill or otherwise.

No. 3.—On motion of Dr. Wilson, seconded by Dr. Stewart,  
*Ordered,*

That the reports of the County Surveyor and Poor House Inspector, be referred to the committee on public buildings, with power to report thereon by bill or otherwise.

No. 4.—On motion of Mr. Clark, seconded by Dr. Stewart,  
*Ordered,*

That the Treasurer's report be referred to the committee on finance, with power to report thereon by bill or otherwise.

No. 5.—On motion of Mr. Sovereign, seconded by Mr. Wyckoff,  
*Ordered,*

That the communication of The Hon. John Carling, Commissioner of Agriculture and Public Works, be referred to the committee on finance, with power to report thereon by bill or otherwise.

No. 6.—On motion of Dr. Stewart, seconded by Dr. Wilson,  
*Ordered*

That this Council do now adjourn, to meet again to-morrow.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,

County Clerk,

County of Norfolk.

---

WEDNESDAY, 22ND OF JUNE, 1870, SECOND DAY OF THE SECOND REGULAR SESSION OF THE TWENTY-FIRST COUNTY COUNCIL.

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The Council met pursuant to adjournment.



The Warden in the chair.

The roll was called, and the following members answered to their names, viz. :—Messrs. The Warden, Ansley, Stewart, Clark, Wilson, McCall, Sovereign, Ostrander, Challen, Wyckoff, Robertson, Chamberlin, Cowan, Holtby, and Mansell.

No. 1.—On motion of Mr. Clark, seconded by Mr. Challen,  
*Ordered.*

That the reading of the minutes be dispensed with.

William A. Thomson, Esqr., Chairman of the Canada Southern Railway, was then permitted to address the Council on the subject of the said Railway, which he did at some length.

No. 2.—On motion of Mr. Clark, seconded by Dr. Stewart,  
*Ordered.*

That this Council have listened with much pleasure to the able exposition made by William A. Thomson, Esqr., of the present encouraging position of the Canada Southern Railway; and, while expressing their utmost confidence in the ultimate completion of the road, and their opinion of the immense importance of this road to the County of Norfolk when completed, they desire to express their thanks to that gentleman for the information he has given, and to assure him that when the question of aid by this County is brought before this Council, the subject will receive their careful and favorable consideration.

No. 3.—On motion of Mr. Sovereign, seconded by Mr. Ostrander,  
*Ordered.*

That this Council do adjourn for one hour, then to meet for the despatch of business.

The Council adjourned accordingly for one hour; and the Warden having resumed the chair, the members being all present,

The Warden read several communications, which were laid on the table.

Dr. Wilson brought up the first report of the Finance Committee, on the communication of The Hon. John Carling.

No. 4.—On motion of Dr. Wilson, seconded by Mr. Clark,  
*Ordered,*

That the said report be received and adopted.

The report read and adopted is as follows, viz. :

“Your committee, to whom the above order was referred, beg leave to report : That they have carefully considered the subject contained in the said communication, and would recommend that a committee be formed to ascertain how many laboring men can secure employment in this County; said committee to consist of Messrs. The Warden, Clark, Sovereign, Holtby, McCall, Ansley, Chamberlin, and Dr. Wilson; and they be requested to communicate with the Warden

as soon as possible, stating the number and class required in each municipality. Upon receiving such notice, the Warden shall be authorized to take such steps as he may deem necessary to procure and have the said laborers forwarded to their different locations.

All of which is respectfully submitted.

THOS. W. CLARK, Chairman.

JOHN WILSON.

DANL. A. McCALL.

THOS. CHAMBERLIN.

MATTHIAS HOLTBY.

JACOB SOVEREEN.

Committee Room, 22nd June, 1870."

Mr. Clark brought up the second report of the Finance Committee, on the Treasurer's report.

No. 5.—On motion of Mr. Clark, seconded by Mr. Holtby,

*Ordered,*

That the said report be received and adopted.

The report read and adopted is as follows, viz. :

"Your committee, to whom the above order was referred, beg leave to report: That they find by the Treasurer's report a balance of \$5111.40 available for general purposes, after having retired the debt due 1871 for \$1000, in the hands of Zebulon Landon; this enables the Council to reduce the rate for general purposes for the current year. Your committee would therefore recommend that the sum of \$14300 be levied for general purposes and for the special rate under By-Law No. 111; and the further sum of \$3236 for school purposes for the year 1870.

The Treasurer's report being otherwise satisfactory, your committee would recommend that it be filed in the Clerk's office for future reference.

All of which is, nevertheless, respectfully submitted.

THOS. W. CLARK, Chairman.

JOHN WILSON.

THOMAS CHAMBERLIN.

OZIAS ANSLEY.

DANL. A. McCALL.

MATTHIAS HOLTBY.

JACOB SOVEREEN.

Committee Room, 22nd June, 1870."

Mr. Challen brought up the report of the committee on Public Buildings, on the County Surveyor's report.

No. 6.—On motion of Mr. Wyckoff, seconded by Mr. Ostrander,

*Ordered,*

That the said report be received and adopted, and that the Warden



is hereby authorized to draw his check on the County Treasurer for a sufficient amount to cover the costs of the repairs therein recommended.

The report read and adopted is as follows, viz :

“Your committee, to whom the above order was referred, beg leave to report : That they have carefully considered the substance of the report, and in conjunction with the County Surveyor, examined the County Buildings. They find the ceilings of the court room and ante-rooms are sustaining damage by leakage in the slating of the roof and eaves-troughs ; the slating appears to be in a bad condition, owing to the imperfect manner in which it was laid ; they would recommend that the eaves-troughs be repaired at the joints with a strip of canvas, white lead cement, and fire-proof paint, and that the slating be repaired as soon as possible. They fear the slating will require to be relaid and fastened with copper or zinc nails, to be effectual. They consider neither zinc or tin to be of sufficient strength to resist the action of ice in the eaves-troughs ; and as a substitute they would recommend light cast-iron troughs at some future time. The ceiling requires repairing with plaster in some of the ante-rooms. The chimneys, being large, require a covering on the top, to prevent the accumulation of water and snow from injuring the walls.

The walls of the gaol yard have receded inwards twelve inches in the centre between the corners ; they would recommend that abutments be placed inside, of sufficient strength to stay the same, and that the joints of the capping of the walls be covered with zinc, and the whole painted with waterproof paint ; also the joints of the brick to be pointed where required.

Your committee would recommend that a window be placed in the east side of the gaol kitchen, to give light and ventilation ; also a verandah over the doorway and window of the kitchen on the west side, and the privy to be removed from its present site to the yard set apart for female prisoners, which can be accomplished by prison labor.

They would further recommend that the County Surveyor be instructed to attend to the repairs necessary on the buildings on the Industrial Farm.

All of which is respectfully submitted.

JOHN CHALLEN, Chairman.

CHARLES ROBERTSON.

WILLIAM COWAN.

JOHN OSTRANDER.

J. G. WYCKOFF.

J. W. STEWART.

NATHAN MANSELL.

Committee Room, 22nd June, 1870.”

Dr. Stewart brought up the report of the Committee on Education, on the communication of J. W. Langmuir, Esq., (subject—The Deaf and Dumb.)

No. 7.—On motion of Dr. Stewart, seconded by Mr. Clark,

*Ordered,*

That the said report be received and adopted.

The report read and adopted is as follows, viz. :

"Your committee, to whom was referred the above order, beg leave to report : That as the time has already expired for the return of the information required; they would recommend that no action be taken in the matter at the present session of this Council; but would suggest that each Reeve and Deputy Reeve be requested to procure all available information, and report the same at the next session of this Council.

All of which is respectfully submitted.

J. W. STEWART, Chairman.

THOS. W. CLARK.

OZIAS ANSLEY.

JOHN WILSON.

THOMAS CHAMBERLIN.

Committee Room, 22nd June, 1870."

No. 8.—Mr. Ostrander gives notice that he will, on to-morrow, introduce a By-Law to provide for the Public Service of the County for the year 1870.

No. 9.—Mr. Clark gives notice that he will, on to-morrow, introduce a resolution to remit the amount of license required from Ira Bacon, peddling with a horse and wagon, he being indigent and a cripple.

No. 10.—On motion of Mr. Sovereign, seconded by Mr. Ostrander,

*Ordered,*

That George Frost, Esqr., is hereby appointed Local Superintendent of Education for the Township of Middleton, C. S. Harris, Esq., having resigned. (Tilsonburg P. O.)

No. 11.—On motion of Mr. Holtby, seconded by Mr. Mansell,

*Ordered,*

That the communication from the Sheriff, and report of the Grand Jury, be referred to the committee on Public Buildings, with power to report thereon by bill or otherwise.

No. 12.—On motion of Mr. Wyckoff, seconded by Mr. Challen,

*Ordered,*

That this Council do no adjourn until to-morrow.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,

County Clerk,

County of Norfolk.



THURSDAY, 23RD OF JUNE, 1870, THIRD DAY OF THE SECOND REGULAR SESSION OF THE TWENTY-FIRST COUNTY COUNCIL.

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The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz. :—Messrs. The Warden, Ansley, Stewart, Clark, Wilson, McCall, Sovereign, Ostrander, Challen, Wyckoff, Robertson, Chamberlin, Cowan, Holtby; and Mansell.

The minutes of the first and second days' proceedings were read and approved.

Mr. Challen brought up the second report of the committee on Public Buildings.

No. 1.—On motion of Mr. Challen, seconded by Mr. Cowan,  
*Ordered,*

That the said report be received and adopted:

The report read and adopted is as follows, viz. :

“Your committee, to whom the above order was referred, having examined the report of the Grand Jury, and the communication from Edmund Deedes, Esqr., Sheriff, beg leave to report : That the condition of the gaol, and its management, are highly satisfactory. We would recommend that attention be given to the suggestions of the Sheriff and Grand Jury, in reference to the heating of the gaol, with a view to its adoption for the comfort of the inmates and safety of the Buildings ; and that a committee be appointed, composed of the Warden, Sheriff, and T. W. Clark, Esq., for the accomplishment of the same.

All of which is respectfully submitted.

JOHN CHALLEN, Chairman.  
CHARLES ROBERTSON.  
WILLIAM COWAN.  
JOHN OSTRANDER.  
J. G. WYCKOFF.  
NATHAN MANSELL.

Committee Room, 23rd June, 1870.”

Mr. Clark brought up the report of the Committee appointed to superintend the Poor House.

No. 2.—On motion of Mr. Clark, seconded by Dr. Wilson,

*Ordered,*

That the said report be received and adopted.

The report read and adopted is as follows, viz. :

“Your committee, appointed to superintend the management of the Poor House and Industrial Farm, beg to report : That they have carefully examined the report of the Inspector of the said Poor House and Industrial Farm, and would recommend the report to be adopted ; and that the first rule of the printed rules and regulations for the government of the inmates be amended by adding at the end of the said first rule the words “if necessary.”

Your Committee are sorry to find no regular religious instruction is provided for the inmates, and that no ministers have visited the institution, with the exception of two, who have been there occasionally. After carefully considering the subject, your committee are of the opinion that it would be unreasonable to expect ministers to pay regular visits at that distance from the Town without some pecuniary allowance : they would therefore suggest that a small sum, say \$25 or \$30 annually, be placed in the hands of Mr. Wallis, the Overseer, with instructions to pay to either of the two clergymen who have been in the habit of visiting the institution, viz., the Rev. Mr. Harris, and the Rev. Mr. Wilkinson, the sum of fifty cents on each of their weekly visits, as a small remuneration for horse hire, &c.

All of which is, nevertheless, respectfully submitted.

DANIEL MATTHEWS, Chairman.

THOS. W. CLARK.

JOHN WILSON.

JACOB SOVEREEN.

Committee Room, 23rd June, 1870.”

Mr. Sovereign brought up the report of the Committee of the whole, on the Assessment.

No. 3.—On motion of Mr. Sovereign, seconded by Mr. Ostrander,

*Ordered,*

That the said report be received and adopted.

The report read and adopted is as follows, viz. :

“Your Committee, to whom was referred the equalization of the Assessment for the year A.D. 1870, beg leave to report : That having carefully examined the Assessment Rolls of the different Minor



Municipalities of the County, would recommend that the equalization be as follows, viz. :

Charlottesville, .....	\$ 708300.
Houghton,.....	288300.
Middleton,.....	364400.
Simcoe, (Town of,).....	303000.
Townsend,.....	\$153500.
Walsingham,.....	769000.
Windham,.....	743800.
Woodhouse, .....	830700.
<hr/>	
Total,.....	\$5165000.

All of which is, nevertheless, respectfully submitted.

DANL. A. McCALL, Chairman.  
OZIAS ANSLEY.  
THOS. CHAMBERLIN.  
THOS. W. CLARK.  
JACOB SOVEREEN.  
JOHN WILSON.  
J. G. WYCKOFF.  
JOHN CHALLEN.  
MATTHIAS HOLTBY.  
NATHAN MANSELL.  
JOHN OSTRANDER.

Committee Room, 23rd June, 1870."

No. 4.—On motion of Mr. Sovereem, seconded by Mr. Robertson,  
*Ordered,*

That the Warden be requested to memorialize the Legislature of Ontario to repeal the two sub-sections of section 71 of the Assessment Act of 1869, in similar terms contained in the petition of the Corporation of the County of York to the said Legislature on the same subject ; and that the 24th rule of this Council be suspended as far as it relates to this motion.

No. 5.—On motion of Mr. Challen, seconded by Mr. Clark,  
*Ordered,*

That leave be given to introduce a bill to divert a certain road lying between the Township of Townsend in the County of Norfolk, and the Township of Tuscarora in the County of Brant ; and that the 24th rule of this Council be suspended as far as relates to this motion, And the bill was read a first time.

No. 6.—On motion of Mr. Sovereem, seconded by Mr. Wyckoff,  
*Ordered,*

That the said bill be read a second time forthwith.

And the bill was accordingly read a second time.

No. 7.—On motion of Mr. Challen, seconded by Mr. Robertson,  
*Ordered,*

That the said bill be engrossed and read a third time.

And the bill was engrossed and read a third time.

No. 8.—On motion of Mr. Clark, seconded by Mr. Challen,  
*Ordered.*

That the said bill do now pass and become a By-Law of this Council, and be intituled as in the caption thereof.

And the By-Law was passed, and is as follows :

### **BY-LAW NO. 162.**

A By-Law to divert and establish a road bordering on the Indian Reserve, between the Township of Townsend, in the County of Norfolk, and the Township of Tuscarora, in the County of Brant.

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Passed 23rd day of June, A.D. 1870.

WHEREAS it is expedient and necessary to divert a certain road from the original road allowance, to cross Milford Creek at Powless' Mills, the same to be of the width of forty feet when not covered with water ; abutting on broken Lot number 22, in the Township of Townsend ; to establish the same according to the plan and survey of O. Robinson, Esq., P. L. S. of the County of Brant, and to confer power to the owner or owners of the said mill property to construct and repair the mill-dam, flumes, and bridges of the said mill property.

I.—Be it therefore enacted by the Council of the Corporation of the County of Norfolk in Council assembled : That a road is hereby established, passing through block D, part of broken Lot number 22, in the 2nd Concession of the Township of Townsend ; also a part of the Indian reserve, as offered by John Barber, Esqr., the present owner of the said property, embracing a distance of eight chains and twenty-five links from point A to point B, as shown in the said survey. Commencing at the easternmost angle of the said block D, thence south sixty-seven degrees ten minutes west, three chains, more or less, to the easterly end of the mill-dam ; thence westward along the said mill-dam five chains more or less, to the west end thereof ; thence north thirty degrees twenty minutes west, one chain fifty links, more or less, to the Indian line ; the said road to be forty feet wide, when not covered with water, and where it lies along the top of said mill-dam the width is not to be less than sixteen feet, although such



width of track might require a greater width than forty feet for the base of the embankment for the said dam.

II.—And be it further enacted by the authority aforesaid: That the owner or owners of the said mill property are hereby empowered to build a mill-dam, flumes, and bridges on the above described road, and at all times to be at liberty to repair and keep up the said dam, flumes, and bridges; provided always, that no unnecessary delay or damage be sustained by the travelling public.

Passed in open Council on Thursday, 23rd day of June, A.D. 1870.

(Signed,) DANL. MATTHEWS,  
Warden,

Attest,

JAMES ERMATINGER,  
County Clerk,  
County of Norfolk.



No. 9.—On motion of Mr. Clark, seconded by Mr. Sovereign,  
*Ordered,*

That the County Treasurer be instructed and authorized to issue a Peddler's License for one horse to Ira Bacon, free of charge, the said Ira Bacon being infirm and indigent.

No. 10.—On motion of Mr. Clark, seconded by Mr. Wyckoff,  
*Ordered,*

That the Clerk be instructed to notify the County Clerk of the County of Brant, of the passing of the By-Law No. 162, to divert the County line, &c.

No. 11.—On motion of Mr. Ostrander, seconded by Mr. Cowan,  
*Ordered,*

That the Bill to provide for the Public Service for the County of Norfolk, for the year 1870, of which notice was given yesterday, be now read a first time.

And the Bill was read a first time.

No. 12.—On motion of Mr. Robertson, seconded by Mr. Chamberlin,  
*Ordered,*

That the Bill providing for the Public Service be read a second time forthwith.

And it was accordingly read a second time.

No. 13.—On motion of Mr. McCall, seconded by Mr. Sovereign,  
*Ordered,*

That the said Bill be engrossed and read a third time.

And the Bill was engrossed and read a third time.

No. 14.—On motion of Mr. Clark, seconded by Mr. Challen,  
*Ordered,*

That the said Bill do now pass and become a By-Law of this County, and be intituled as in the caption thereof.

And the By-Law was passed, and is as follows, viz. :

### **BY-LAW NO. 163.**

To provide ways and means for the Public Service of this County for the year 1870.

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Passed 23rd day of June, A.D. 1870.

WHEREAS it is expedient and necessary to provide ways and means to defray the expenses of the public service of this County for the year 1870 ; and whereas it appears by estimate that the sums required are, for general purposes Thirteen thousand Dollars ; for educational purposes Three thousand two hundred and thirty-six Dollars ; and levied under By-Law No. 111, One thousand three hundred Dollars ; making in the aggregate the sum of Seventeen thousand five hundred and thirty-six Dollars.

I.—Be it therefore enacted by the Municipal Council of the Corporation of the County of Norfolk in Council assembled : That the sum of Seventeen thousand five hundred and thirty-six Dollars shall be levied and collected in and from the minor municipalities of this County, on or before the 14th day of December next, in the proportions following, that is to say :

The Township of Charlotteville : For general purposes the sum of Seventeen hundred and eighty-five dollars ; for educational purposes the sum of four hundred and twenty-five dollars ; under By-Law No. 111 the sum of One hundred and seventy-eight dollars and fifty cents.

Township of Houghton : for general purposes the sum of Seven hundred and twenty-six dollars ; for educational purposes the sum of Two hundred and sixty-three dollars ; under By-Law No. 111 the sum of Seventy-two dollars and sixty cents.

Township of Middleton : for general purposes the sum of Nine hundred and eight dollars ; for educational purposes the sum of Three hundred and seventy-eight dollars ; under By-Law No. 111 the sum of ninety dollaas and eighty cents.

Town of Simcoe ; for general purposes the sum of Seven hundred and sixty-three dollars ; under By-Law No. 111 the sum of Seventy-six dollars and thirty cents.

Township of Townsend : for general purposes the sum of Two



thousand nine hundred and six dollars ; for educational purposes the sum of six hundred and sixty-six dollars ; under By-Law No. 111 the sum of Two hundred and ninety dollars and sixty cents.

Township of Windham : for general purposes the sum of One thousand eight hundred and seventy-four dollars ; for educational purposes the sum of Five hundred and two dollars, and for separate school Twenty-seven dollars ; under By-Law No. 111 the sum of One hundred and eighty-seven dollars and fifty cents.

Township of Woodhouse : for general purposes the sum of Two thousand one hundred and three dollars ; for educational purposes the sum of Four hundred and twenty-eight dollars ; under By-Law No. 111 the sum of Two hundred and ten dollars and thirty cents.

Township of Walsingham : for general purposes the sum of One thousand nine hundred and thirty-seven dollars ; for educational purposes the sum of Five hundred and forty-seven dollars ; under By-Law No. 111 One hundred and ninety-three dollars and seventy cents.

II.—And be it further enacted by the authority aforesaid : That the several sums mentioned in the preceeding section shall be levied, raised, and collected by each minor municipality, as therein set forth, for general, educational, and special purposes for the current year, and paid into the office of the County Treasurer on or before the 14th day of December, A.D. 1870.

Passed in open Council, on Thursday, the 23rd day of June, 1870.

(Signed,) DANL. MATTHEWS,  
Warden.

Attest,

JAMES ERMATINGER,  
County Clerk,  
County of Norfolk.



No. 15.—On motion of Mr. Robertson, seconded by Mr. Cowan,  
*Ordered,*

That the report of the County Auditors be received and adopted ; and that the Warden is hereby authorized to issue his checks on the County Treasurer in favor of the claimants for the several amounts allowed.

No. 16.—On motion of Mr. McCall, seconded by Mr. Chamberlin,  
*Ordered,*

That this Council do no adjourn, to meet again on the first Tuesday in December.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,  
County Clerk,  
County of Norfolk.







